Revenu (195 Departmen

SERIES.

G.O. N 293.

Dated -8-1953.

FOR MYSORE STATE

[Despatch Abstract.]

THE MADRAS ESTATES (Abolition and Conversion into Ryotwari) Act 1948 ellary) & Sandur Taluk - Bannihatti and Devaramallapuram inam estates - Notification under section 1(4) - Issued.

Revenue Department.
Subject.

ESTATES - (Bellary) - Sandur taluk - Bannihatti and Devaramallapuram Estate villages - covered by Stay orders - Not taken over - Report - Submitted.

Ref: S.E.(A.4)/4440/52 dated 23-9-1952.

From

Sri N. Sankara Menon, B.A.,
Assistant Secretary, Board of Revenue (S.E.), Madras.

SRI W.R.S. SATTHIANATHAN. I.C.S.,
COMMISSIONER FOR SETTLEMENT OF ESTATES

*****

READ the following:-
From the Collector of Bellary, Ref.7334/52-A.11 dated 28-8-52.

REFERENCE:
Submitted to the Government.

2. In the circumstances reported by the Collector, the Board requests orders whether the two villages of Bannihatti and Devaramallapuram referred to by the Collector may be included in the list of estates to be notified in the fourth batch and called for by them in Memo.No.72308-J/52-1 dated 15-9-1952.

ASSISTANT SECRETARY.

To the Secretary to the Government, Revenue Department, MADRAS.

25/9/

COPY OF Ref: C.No.7334/52-A.11 dated 28-8-1952 of the Collector of Bellary, addressed to the Assistant Secretary, Board of Revenue (S.E.), Chepauk, Madras.

Sub: ESTATES - (Bellary) - Sandur taluk - Bannihatti and Devaramallapuram Estate villages covered by Stay orders - Not taken over - Report submitted.

.....

Bannihatti estate village in Hospet taluk and Devaramallapuram estate village in Kudligi taluk (both the villages are now in Sandur taluk) were notified as items Nos.43 and 55 respectively in G.O.No.2302 Revenue Department dated 1-9-51 for being taken over by the Government on 1-10-51. They were not taken over on the notified date in pursuance of a telegram from the Government of Madras dated 29-9-51 instructing me not to take them over on 1-10-51.

2. In their letter No.57891-J/51-4 dated 3-11-51 the Government of Madras informed the Huzur Secretary to the Ruler of Sandur that he may file appeals before the Estates Abolition Tribunal, Chittoor, in respect of the two villages, against the decision of the Miscellaneous Settlement Officer. The Huzur Secretary has not filed the appeals so far. He informed in his D.O. reply dated 4-8-52 that both the villages are already under the management of the Government according to the Agreement of Merger. But the Agreement of Merger has no bearing on the action to be taken under the Madras Act XXVI of 1948. The Huzur Secretary has not shown any inclination to file appeals before the Estates Abolition Tribunal. Even the Legal Adviser to the Ruler, who promised to go over to this office on 14-8-52 to ascertain some particulars in this connection, did not

P.T.O.

turn up on that date. I therefore request that the Government may be addressed to vacate the stay orders issued on 29-9-51 in respec of the two villages.

(TRUE COPY)

I p.29 - 7 (N).

ASSISTANT SECRETARY.

TG:25/9/

Read: from the Bd of Rev. S.E(A4) 4460/52
dated 23.9.52.

G.O Ms. 2293 D. 6/8/53

~~The notification ordered in the above Govt. Order dated 23.9.52 is cancelled.~~

2. The amended notification will be published in the Fort St. George Gazette.

2. The Superintendent and Records is requested to see that the notification is published in the Fort St George Gazette dated (the 12th August 1953), without fail.

To
The Board of Revenue (Subject to approval when received)
Collector of Bellary.
S.A.P for publication.
(para 2.3 only)
Legal Dept.
Govt of Mysore and.

Will be published in the Fort St. George Gazette

Will be published in the Fort St. George Gazette

Appendix

In exercise of the powers conferred by Section 1(4) of the Madras Estates (Abolition and Conversion into Ryotwari) Act 1948 (Madras Act XXVI of 1948), the Governor of Madras hereby appoints the 27th August 1953 as the date on which the provisions of the said Act other than Sections 1, 2, 4, 5, 7, 8, 9, 58-A, 62, 67, and 68 which have already come into force, shall come into force in the Inam estates of Bannihatti and Devaramallapuram in Sandur Taluk Bellary district.

Abstract.

T[illegible] (Abolition and Conversion into Ryotwari) Act 1948 - (Bellary) - Gandur Taluk - Kurnihatti and Devarmallapuram inam estates - Notification under section 1(4) - Issued.

Revenue Department.

G. O. Ms. No. 2203. Dated 6th August 1953.

Read the following:-

From the Board of Revenue B.E. (A4) 4160/52, Dated 23-6-53.

M E M O.

The attached notification will be published in the Fort St. George Gazette.

2. The Superintendent Government Press is requested to see that the notification is published in the Fort St. George Gazette dated 18th August 1953 without fail.

(By Order of the Governor).

C. [illegible] Chetsur,
Secretary to Government.

To
The Board of Revenue (B.E.)
" Collector of Bellary.
" Superintendent Government Press
for publication and notification.
" Legal Department.

True Copy / Forwarded / By Order.

Supdt.

RF.
6-8

In exercise of the powers conferred by section 1(4) of the the Madras Estates (Abolition and Conversion into Ryotwari) Act 1948, (Madras Act XXVI of 1948) the Governor of Madras hereby appoints the 1st September 1953 as the date on which the provisions of the said Act other than sections 1,2,4,6,7,8,9, 23-A, 23-B, 27 and 28 which have already come into force, shall come into force in the inam estates of Kurnihatti and Devarmallapuram in Gandur Taluk, Bellary District.

Rev Repr

no-76046-J/52 — The Madras Estates (Abolition and Conversion into Ryotwari Act, 1948 - (Bellary) - Sandur taluk - Bannihatti and Devaramallapuram inam estates - Covered by Stay Orders - Not taken over - Report -

typl-2 c.f — From the Bd of Rev S.R.(A.4)/4440/52 dt/23-9-52

To A.S.

Please see the reference from the Bd of Revenue at pp 1-3 c.f.

2. The inam villages of Bannihatti and Devaramallapuram in Bellary dt ~~were~~ were notified in G.O. No-2302 Rev dt/1-9-51. In the circumstances ~~stated~~ stated on pp 4-8 N.f and the letter on p-34 c.f of letter No-67891/J/51 dt/3-11-51 these villages ~~were~~ were not taken over on 1-10-51. It will be seen from the Collector's letter on pp 2-3 c.f that no action has so far been taken by the Huzur Secretary or by the Legal Adviser to the Ruler as directed in the letter on p-34 c.f dt(M). In the circumstances it is for orders whether the stay order in respect of these villages may be vacated and the Collector directed to include these villages in the list of estates to be notified in the fourth batch called for in Memo. No-72308 J/52-1 dt/15-9-52.

p-5 c.f in c.f

AA dt/16-X-52
4-10-52

Have the two villages in question been deleted from the notification dated 1-9-51? If not why should they be included in the list of estates to be notified?

Q
16-X-52

To A.S

Submit that the villages in question have been deleted from the notifn dt/1-9-51 ~~vide (2)~~.

For orders on A above.

AA
7-11-52

As the villages have been deleted from the list of estates notified

on 6-9-51, they have to be notified afresh if not the 1(4) of the Abolition Act if they are to be taken over by the Govt. In the circumstances reported by the Collr. in his letter on pp 2-3 of the ~~[illegible]~~ in the list given under the notified in the fourth batch shortly. Pub (Poll) may see for very urgent remarks..

Q

7.11.52

S

Sec

Pub (Poll)

Public(Political-A)Dept.

The Revenue Dept's. note on pp.1-2 above may be perused.

The two villages in question belong to Shree Kumaraswami temple. Under the Sandur State Temples Proclamation, 1948, though the Ruler is the sole trustee, the Govt. possess all the rights of an owner in the lands and jaghirs held by the temples and institutions mentioned in Schedule 'B' of the Sandur States Temples Proclamation, 1948. For the proper maintenance of these temples, the Ruler is paid a lumpsum of Rs.36,000/- p.a. Since the ownership of the lands in question vests in Govt., Revenue may consider whether it is still necessary to notify the two villages in question under Sec.1(4) of the Estates Abolition Act. Legal may also be consulted.

The file may be returned to Revenue.

14/11/52

14/11

Rev

Pub (Poll-A)

U.O. 4594/52

15.11.52

To A.S

Please see the Public Dept's note above.

The view adopted by this Dept. is at N at D.P 1-2 above

N

Sec

Rev

Please see the notes on pp 1-2 above. Pub (Poll) may see for very urgent remarks.

Q

7.11.52

S

Sec

Pub (Poll)

Very urgent.

Rev U.O. No. 76046

4294

12 NOV 1952

PUBLIC DEPARTMENT

Z

9192

17

on to Legal with Reference ~~above~~ as in para 2 ante

20/11/52 23.11.52 24.11.52

Legal (Opns)

Rev.G.O. 7604B/52-2

23/11/52

ASSISTANT SECRETARY 19009 23 NOV 1952 LEGAL DEPARTMENT

Legal(Opinions)Department

.....ng to Article 3 of the States' Merger(Governors' Provinces) Order,1949, which came into force on 1-8-49, the merge territories shall be administered in all respects as if they formed part of the respective Provinces; and any reference in an Act or Ordinance passed after 1.8.49 to any such Province should construed as including the merged territories concerned. This rule of construction applies only to Acts passed after 1-8-49. I has therefore no application to the Abolition Act which was passed, and which came into force, before August 1949. That Act did not therefore extend to the merged areas of Sandur; and it will not apply to those areas unless it is specifically extended to them. No question of notifying the two villages referred to in this file under the Abolition Act can arise until the Act has been made applicable to the Sandur area.

K.G.Viswanatham. 12.12.52
K.Manjeshpala

Rev. Dept

Legal G.O. 19009/52-1

12/12/52

13 DEC 1952 99547 J LEGAL DEPARTMENT

Rev. Dept.

J.O.S

Please see the note from P/Land.

Legal have stated that in so far as the Abolition Act was passed prior to 1.8.49 and had not been specifically excluded to the merged area of Sandur no question of notifying the two villages under the Act can arise until the Act had been made applicable to the Sandur area. It is seen that at the time when Bankhatti and Devaramallapuram were notified for being taken over under the Abolition Act, they formed part of the Hospet and Kundligi Taluks respectively but now both the villages are in Sandur Taluk as subsequently reconstituted. Since the Abolition Act was made applicable to the two villages even before they were transferred to the Sandur Taluk it does not appear that the Act will cease to apply the moment they are transferred to the Sandur Taluk from the ground that the Act had not been specifically excluded to the merged area of Sandur. It would appear that unless the villages are deleted from the notification by legislative action the Act will continue to apply to the two villages. In the view it does not appear necessary to extend the Abolition Act to these two villages area of Sandur in order to take over the two villages. It may be mentioned in this connection that it has been ruled in Memo No. 67867 M/49-2 dt 7-2-50 that the Est Act need not be extended to the Sandur area. The reasons given for not extending the Est Act to Sandur area was that this might not be effected by the description given in section 3(2) of the Est. Act in Sandur and even if there are any in that area it would be unnecessary to extend the Est. Act since under the Abolition Act the Est Act will cease to be in force even in the

~~Each in which it is already in force.~~

Legal may see again. Pub(Poll) above.

Pub(Poll) / Legal (Opns).

Public (Poll-A) Dept

May be perused and passed on to Legal.

Legal (Opns)

Pub (Poll-A)

It appears from the note of Revenue on the previous page that the two villages in question were transferred to the Sandur Taluk after the Abolition Act came into force. The exact date on which the transfer was made is not known. Revenue may kindly put up the relevant papers and also the notification issued transferring these villages to the Sandur Taluk.

Revenue

Please see the Legal Dept note page 4 ante and the Legal Dept note above. The attention of Legal may be invited to the orders in G.O.Ms. 1007 Rev dt 23.6.50 as amended in Memo No. 505-J2 A/50-1 dt 19.8.50.

- Legal (Opns)

Legal (Opinions-B) Department

In the circumstances stated by Revenue, the view expressed at M on p.4 ante is correct.

Rev Dept

Js A1 Re. Legal

The file relates to the taking over of two inam villages of Bandrahalli and Devarammallapuram in Bellary Dt. For a previous history of these villages please see the notes of this Dept. ante 1-2 ante. In the circumstances stated therein it was suggested to notify the two villages again under Section 1(4) of the Abolition Act. Board Pub (Pol) in the circumstances stated in their note ante p.2 ante pointed out that the two villages already vest in the Govt and that the question now is whether it is still necessary to notify the villages might be considered by this Dept. Legal Dept which was consulted at the instance of Pub (Pol) has however confined its opinion to the applicability of the Abolition Act to the two villages in question. The specific opinion of the Legal Dept on the point raised by Pub (Pol) may now be called for.

Ref 1.22

Ref 2 ante

4 16/24/2/53 24/2/53

The Abolition Act applies to the two inam villages in question. The next question for consideration is to notify the two villages under Section 1(4) of the Abolition Act

Legal (Opinions)

Legal (Opns.)

24/2/53

Legal (Opinions-B) Department

In their note at p.2 ante, Public have stated that the ownership of the lands in question vests in Government. The preamble to the Sandur State Temples Proclamation, 1948 shows that only the possession and management of the temple properties vested in the Ruler of Sandur. Schedule A to th t Proclamation also makes it clear that the lands were granted to the temples and institutions by the Rulers of Sandur or other private individuals. Thus, the Ruler was only the

Review 7646 Js-2.1

24/2

ASSISTANT S CRET
3394
25 FEB 1953
LEGAL DEPA TMENT

sole trustee of the properties. It is not therefore clear how this Government could be said to possess all the rights of ~~the~~ an owner in the lands. Public may kindly put up the papers, if any, in which this question was examined.

X1

Legal a/c
3394/53-7
10.3.53

Legal
10.3.53.

Rev./Public.

Rev. Dept.

Note

Please see the note from p. 6 ante ~~The~~ ~~letter may~~ Public (Political) may see the reply to the above

13/3/53

Public (Poll)

UNDER SECRETARY
17 MAR 1953
PUBLIC DEPARTMENT

Rev. no 76 ~~dated~~ dt 12.8 ~~12/3/53~~

Public (Poll-A) dept.

Please see the note of Legal on p.p. 6-7 above. Legal are prematurely reposing to the views expressed in their note on p. 218 of f.o. No 147, Pub (Poll), d 18/1/1951. As the said f.o is urgently required to dispose of another file of this department, Legal may be requested to renew their requisition after some time.

Legal a/c 734/53
24/10/03
Bound volume
(Legal Cell)

Pub (Poll-A)
U.O. 896/53-1
19/3/53

18/3/53

8/3/53

19/3

Legal (Opns) Dept

ASSISTANT SECRETARY
4723
10 MAR 1953
LEGAL DEPARTMENT

Revenue may please send the file of this Dept. after the G.O referred to above becomes available

19/3/53

Legal a/c 4723/53-1
29/9/03

Revenue

Rev. Dept.

To A.S

Please see the notes from P. Bank.

Public (Political) may be reminded for the O 147 Pub (Pol) dt 18.1.53 on 15.4.53. 1-4-53

22.3.53 dt 22/3/D

2338

To A.S

Notes above.

The attention of Pub (Pol) may be invited to their note on P. Bank and they may be requested to put up the G.O + they may be requested to take the steps as 2.4.53 dt 7.4.53 in Rule.

7403

Public (Pol)

Revenue 76046 dt 8/4/53

UNDER SECRETARY 1199 8 APL 1958 PUBLIC DEPARTMENT

This above notes of Rev Dept may be perused. The G.O referred to has been put up in file bearing CNo 805/53 and sent M.O on 21.3.53 to Rev/Rw/Finance Rights. Revenue may be requested to renew their requisition after a fortnight

8.4.53 dt 8/4/53

9/4

Pub (Poll A) U.O 1199/53-1 9/4/53

Rev. Dept.

To A.S

Public (Pol) Dept. Note above. In this connection reference D.O. 4443/52-2 dt 31.3.53 requested early orders in the matter. The Bd. has been informed that the matter is under the consideration of the Govt. This may be ~~kept~~ for a week and ~~kept~~ on 22.4.52 when Pub (Pol) will be reminded/kindly see A above.

REVENUE DEPARTMENT 32395J 14 APR 1953 SECRETARIAT

D

15/4/53 D 15.4.53

1643

Rev. Dept

JoAg

Note orp. Tank.

The file may be sent to Pub (Pol) with regard to orders at B pre page.

22/4/53

22/4/53 Public (Pol) Dept

Pub (Pol)

Reg No 760 65/52. note 53

(previous notes of this dept at P 17 ante may be seen

The file referred to at 'A' on page 17 ante has not so far been received from the departments. Rev may be requested to remind them requisition after some time hence.

MM
24.4

Rev Dept

UNDER SECRETARY
1355
24 APL 1953
PUBLIC DEPARTMENT

Public (Pol. A) Dept
U.O 1355 | 53.1
24/4/53

23.4.53
28/4/53

JoAg

Public (Pol) note above

This may be put up on 5.5.53, when Pub (Pol) may be reminded.

3603 | 28/4/53
2574

28/4/53

JoAg

note above.

Pub (Poll) may now be reminded for U.O No. 147 Pub (Pol) D/18.1.53.

11.5.53

11.5.53 Public (Poll) Dept

Rev. 760 65/52
1255

The receipt of the file in which M's No 147 Pub (Pol) D/18.1.53 has been put up is still awaited. The departments to whom it was sent were also reminded on 7.5.53.

With these remarks, this file may be returned to Rev.

MM
14.5.53
Rev.

UNDER SECRETARY
1573
14 MAY 1953
PUBLIC DEPARTMENT

GOVERNMENT OF MADRAS
15 MAY 1953
42503
REVENUE DEPARTMENT

No. 1573 | 53
14/5/53

15.5.53 14/5/53

Rev. Deptt

To A.S

From pb deptt. May l/o Hill 23-5-53.

16/5/53..

16/5/53

To A.S

Please see the notes from pb. Deptt in the file may be sent to Pub (Pol) for putting up G.O 147 Pub (Pol) dt 18.1.50 required by Legal. Pub (Pol) may be requested to treat this requisition as special as the 3rd Rev is asking for early orders in the matter.

Please see the notes from pb. Deptt in the file may be sent to Pub (Pol) for putting up G.O 147 Pub (Pol) dt 18.1.50 required by Legal. Pub (Pol) may be requested to treat this requisition as special as the 3rd Rev is asking for early orders in the matter.

Pub (Pol)

23/5/53

25/5/53 Public (Poll) Deptt

Emergent

Rev. U.O. 76046J/52-3

23/5/53.

Pub (Poll-A) Deptt

The above notes of Revenue may be perused. As the original of G.O. Ms. No 147 Pub (Poll) D/18.1.51 is required urgently for the disposal of another file in this department, it is not possible to spare the same. However the relevant extracts of the notes from the G.O wherein the rights of ownership of temple lands have been discussed are put up at (2). The file may be returned to Rev.

U.O 1742/53-
3/6/53

UNDER SECRETARY
27 MAY 1958
1742
PUBLIC DEPARTMENT

1.6.53

2/6/53. To A.S.

Pub (Pol) note above - The file may be sent to Legal for remarks in respect of 2 urgent points - Pl. see in this connection x urgent note.

14/5.6.53

5/6/53 Legal (Opinion)

Legal Rev. U.O. 76046 J/53

5/6/53.

4784J/53

ASSISTANT SECRETARY
937/53
6 - JUN 1953
LEGAL DEPARTMENT

The Estates Abolition Act applied to the two villages in question since at the time the Act came into force the villages formed part of the Bellary district. A notification under section 1 (4) of the Act was however issued only on 1.9.51 and the date fixed for the coming into force of the provisions of the Act was 1.10.51. The two villages were deleted from the notification before the appointed day, that is before the provisions of the Abolition Act actually took effect. The omission of these villages was valid and the provisio to section 22 of the Madras General Clauses Act has no application to this case. (It is presumed that the erratum was issued before 1.10.51. This may however be specifically verified by Revenue). If it is intended that these villages should be taken over under the Abolition Act, a fresh notification under section 1 (4) should issue.

verified: the position is correct. vide Memo 63903/51-1 dt 29.9.51-F.No.2 (V)

In the note at page 2 ante, it has been suggested by Public (Political) that "since the ownership of the lands vests in the Government", it is not necessary to notify the villages under section 1 (4). This suggestion is apparently based on the note of this department in G.O.No.147, Public, dated 18.1.51. There it was pointed out that although the ownership of the lands vested in the temples and the institutions, the Government had a right not only to lease but also to sell the lands, provided the sale proceeds were credited to the Temple's Fund. In that connection it was stated that the Government had thus got "all the rights of an owner in the lands.". This is however very different from saying that the lands themselves vested in the Government. The lands continue to belong to the temples and the institutions though the possession and management thereof are with the Government. The

villages will continue to be an "estate" governed by
the Estates Land Act unless they are notified under
the Abolition Act.

9374/53
57/613

To AS

The file relates to the taking over of the two inam villages of Bannihatti and Devasamudra puram in the Bellary Dt. These two villages were notified for being taken over on 1.10.51. The Hunsur Secretary to the Ruler of Sandur represented that the two villages were notified without the knowledge and concurrence of the Ruler and that the records and the title deeds relating to the villages were not made available to the Ruler to present his case to Govt. It was observed that the villages belonged to Sri Kumaraswami temple for which the Ruler of Sandur is the sole Trustee and that the title deeds relating to all the landed properties belonging to the temples and institutions for which the Ruler is the sole trustee were kept in the custody of the Collr of Bellary on behalf of the Govt and were not available with the Hunsur Secy. It was considered that the Ruler might be given a chance to make his representation and the villages were accordingly not taken over on the notified date and they were also deleted from the list. The Hunsur Secy was also informed that the Collr had been asked to make all records and title deeds relating to the villages in question

whom and that he might file an appeal before the Tribunal against the decision of the M.S.O. declaring the villages as main estates. In Aug. '52 it was brought to the notice of the Govt that no appeal was filed before the Tribunal by the Hazur Secretary or by the Legal Adviser to the Ruler. It was proposed to take over the villages along with the 4th batch of main estates recently notified. The villages could not be included in the list as the legal position whether these two villages should necessarily be notified by the Govt was under examination. Legal have since stated that the two villages are estates under the Madras Estates Land Act unless they are notified under the Abolition Act, they will continue to be estates governed by the Estates Land Act. ~~Now the Government order~~ The two villages may be notified under the Abolition Act subject to orders a draft Notn. is submitted for approval.

Legal (Scrutiny) and Pub. (Pol) may see before circulation.

Legal (Scrutiny)
Pub (Pol).

Legal (Scrutiny) / Pub (Pol.)

Rev. no 76046 J/52

Legal (Scrutiny) Dept.

The draft notification is in order.

ASSISTANT SECRETARY 11406 13 JUL 1953 LEGAL DEPARTMENT

UNDER SECRETARY 26.6. 25 JUL 1968 PUBLIC DEPARTMENT

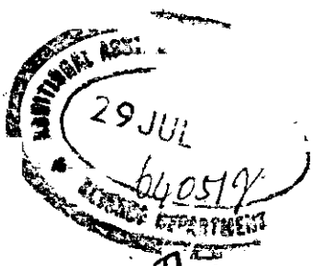
Public (Poll-A) Dept.

~~This dept.~~

The notes ... venue from XXX on p.11 ante, the subsequent note of the Legal Dept. thereon, and the draft notification below may be perused and the file returned to Revenue.

Ed
25/7/53

Ed
Pub(Poll-A)240/53
27.7.53.



Please see the note post
p. 11 ante.

2. The S.G.P may be requested to publish the draft notification in the P.L.S.R. Gazette of 2/8.8.53. ~~It may please be~~ ~~27.8.53 vide the notified date~~. Subject to orders on ~~approval with regard~~ to A above, ~~27.8.53~~ 3-9-53 X 21 days has been adopted as the notified date in the appendix to the draft.

A

30/7/53.

Minister may move
30.7.53

(L.R)

By
30/7/53

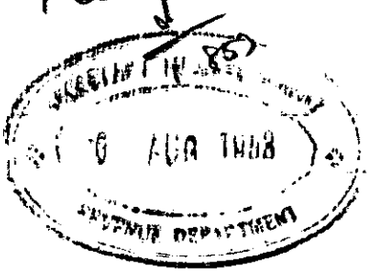
8

Mitchell
31/7/53

M. A. Manickavasagam
5-8-53

M (L.R)

R. (L.R)



Extract of notes from G.O.Ms.No.147, Public (Poll) Department, dated 18-1-1951.

Pub (P.U. A) Deptt.

Sub: STATES, MERGED--Sandur--Properties belonging to temples and institutions specified in Sandur State Temples Proclamation, 1948--Handing over to the Ruler--Ordered.

The Govt. of India have now informed that all the six temples mentioned in Schedule B to the State Temples ~~of the Rule~~ Proclamation Order, 1948 should be left to the management of the Ruler. The validity of the State Temples Proclamation Order has been accepted by the Govt. of India. According to para ~~11~~ 1(5) of the Collateral letter d/1-4-49 to the Ruler of Sandur, this Govt. have to pay Rs.36,000/- per annum to the Ruler for the proper maintenance of the temples and institutions specified in the schedule subject to the audit of the accounts. The Govt. of India have recently stated that they have no objection to the accounts of the temples being audited by the A.G. Madras. In the circumstances there seems to be no objection to hand over the management of the temples in question to the Ruler. In this connection, it is submitted that the temple properties mentioned in Appendix A to the schedule with the exception of temple lands have to be handed over to the Ruler.

2. The Huzur Secy. to the Ruler of Sandur has in his D.O.No.HO/OB/49/53 d/20-9-49 set out the position in regard to the temples and temple properties to be left with the Ruler for ~~this~~ management. The various items are briefly enumerated below:

(a) six temples mentioned in schedule B to the State Temples Proclamation Order, 1948.

(b) ~~gold~~ 71.76 acres of land reserved for paraphernalia service under item II(a)(i)(a) of the Appendix.

c) gold and silver ornaments and other valuable properties as per item III of the Appendix.

(d) cash assets and other valuables as per item IV of the Appendix.

(e) title deeds of lands and jaghirs as per item

Item (a) above: In view of the Govt. of India's letter at p.35 c.f. all the six temples may be ordered to be handed over to the Ruler.

Item (b) above: The Huzur Secy. has it appears expressed to the Collr. of Bellary that out of the 1206.87 acres of land assigned to temples and religious institutions the Ruler claimed only 71.76 acres for service under "paraphernalia" attached to Gadi (Throne) and the remaining extent of 1135.11 acres would be under the management of the Govt. in lieu of which an annual sum of Rs.36,000/- only has to be paid to the Ruler for the maintenance of the temples in question. The Collr. of Bellary has requested the Govt. to examine the legal aspect of the question whether the ownership of the said lands vests with the Govt. or whether the management alone rests with the Govt. According to the State Temples Proclamation Order 1948, all the items of revenue derived from the lands in question will have to be credited to the Govt. and the lands should be under the management and control of the Govt. alone and hence the question of ownership does not arise.

'B'

) Legal may
) advise on
the point.
D.J.
17-10-49.

xx

M.A.
5/11-10-49
C.V.C.
13/10/49

D.J.
17-10-49
K.R.M.
17/X/49 Legal/Firka Dev./Fin.

Pub.(Poll) U.O.
No.3989/49-4
17-10-49.

Legal Department.

Page 6 ante: The lands in question belong to

the temples and institutions. The Sandur State Temples Proclamation, 1948, gives statutory recognition to the arrangement by which all the items of revenue accruing from the lands were assigned to the State on condition that the expenditure for the maintenance and upkeep of the temples and institutions wa a charge on the general revenues of the State. Under paragraph 3 (1) of the Proclamation, the Govt. have to contribute a sum of Rs.36,000/- annually to the State Temples fund. This Dept. therefore agrees with the Collr. and Pub.(Poll) that the revenues derived from the lands should be credited to the Govt. and that the lands should be under the management and control of the Govt.

Although the ownership of the lands vests in the temples and institutions, the Govt. have a right not only to lease but also to sell the lands. This is recognised in paragraph 3 (2) of the Proclamation which provides for the sale of the movable and immovable properties of the temples and institutions; the sale proceeds should, however, be credited to the Sta Temples Fund. The Govt. have thus got all the rights of an owner in the lands.

xx
24-10-49

K.V.R.
24-10-49 Firka Devt.

Legal U.O.13413/49-1.
24-10-49.

xx xx xx

(Issued as Memo.No.3989/49-20, Poll, d/1-6-50)

From the Collr. of Bellary, Rc.No.15926/49-A1, d/27-5-1950)

The remarks of the Collr. of Bellary on the Huzur Secy.'s memorandum d/23-2-50 may be perused. While expressing that the properties of the six temples specified in schedule 'B' appended to the Sandur Temples Proclamation, 1948 have not yet beer

handed over to the Ruler, the Huzur Secy. has contended that paragraph 1(5) of the Collateral letter d/1-4-1949 from the Govt. of India, Ministry of States, recognises the Ruler's proprietory interest in the Sandur temples. The Collr. has pointed out that though the Sandur State Temples Proclamation states that the temple properties are under the possession and management of the Ruler, it appears as if he possesses them by trusteeship and not by ownership. The Collr.'s view seems to be correct --please see the Legal Dept.'s notes on pp. 7-8 ante. Legal may however see for remarks.

The Collr. requests that the Settlement Officer, Chittoor may be instructed to defer the question of rei reduction etc., in respect of inams belonging to the Sandur xx temples in question till all the temple properties are handed over to the Ruler. This may be done. A draft Memo. is submitted for approval. Revenue may see before issue.

H.K.:
8/9-6-50 C.V.C.
9-6-50 P.K.H.
10-6-50 Rev./Legal.

Pub.(Poll-A) U.O.
No.3989/49-2
10-6-50.

xx xx xx

Legal Dept.

Paragraph 1(5) of the letter from the Ministry o States at (Q) provides for the payment of Rs.36,000/- per annum to the State Temples Fund for the proper maintenance of the temples and institutions and for the audit of the accounts of the Fund to be carried out by an officer appointed by or under the authority of the Dominion (now Central) Govt.. That paragraph does not affect the provisions of the Sandur State Temples Proclamation. As already explained in this Dept.'s note on pp-7-8 ante, the Govt. have got all the rights of an owner in the lands nder that Proclamation and the revenue derived therefrom

should be credited to the Govt. and they should be under the management and control of the Govt. The Ruler cannot, therefore, exercise the rights of either ownership or of management in respect of the lands.

xx
24-6-50 xx
24-6-50

Leg.U.0.9631/50-1.
24-6-50. Pub.(Poll).

(True Extract)

M.H. 2/6/53
MNP/2-6-53. SUPERINTENDENT.

GOVERNMENT OF MADRAS.
Abstract.
****

STATES, MERGED - Sandur - Properties belonging to temples and institutions specified in Sandur State Temples Proclamation, 1948 - Handing over to Ruler - Ordered.
-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-
Public (Political-A) Department.

G.O.Ms.No.147. Dated, 18th January 1951.

Read: G.O.Ms.No.1145, Public (Political), dated 27-4-1949.
G.O.Ms.No.2844, Public (Political), dated 23-8-1949.

Ref: From the Government of India, Ministry of States, No.D.5664-P/49, dated 20th July 1949.
From the Government of India, Ministry of States, No.D.7390-P/49, dated 19th September 1949.
From the Collector of Bellary, Ref.No.4939/49-CC, dated 5th July 1949 and 4939/49-S.1, dated 21-7-1949.

O R D E R:--

The Government of India have recognised the Sandur State Temples Proclamation, 1948 (II of 1948). The Proclamation provides that the Ruler of Sandur should be the sole trustee of the temples and institutions mentioned in Schedule 'B' of the Proclamation. The Government therefore direct that the following six temples and institutions mentioned in Schedule B to the Proclamation be in - charge of the Ruler of Sandur, namely:-

1. Shri Karthikswami Temple includin Shri Nowlswami and Harishankar.

2. Shri Eshwaraswami, Shivapur.

3. Shri Narasimhaswami.

4. Shri Subraj - Marthand Deoghar (including Darbar Hall, Throne and its paraphernalia).

5. Chatri Bagh.

and 6. Shri Siddharudha Temple.

As the Ruler will be the sole trustee of the temples and institutions mentioned above, they are not to be brought under the supervision of the Hindu Religious Endowment Board. However, as the payment of a sum of Rs.36,000/- per annum is continued to the State Temples Fund constituted by the Proclamation for the proper maintenance of the temples and institutions in question by the Ruler, the Government direct that the audit of the accounts of the Fund should be done by the Accountant-General, Madras as already instructed in Memorandum No.3969/49-5, Public (Political), dated 23rd November 1949.

2. The following items of cash and shares mentioned in item IV of the Schedule of properties appended to the Proclamation which are claimed to be the assets of the above mentioned temples and institutions should be transferred to the Ruler in his capacity as sole trustee of the said temples and institutions. They will also be subject to the audit of the Accountant-General.

IV.(a) Cash assets of the temples and institutions mentioned in the Sandur State Temples Proclamation (II of 1948).

	Rs.	a.	P.
(i) Palace (Temples) deposit in the State Treasury under "Huzur Khasgi Deposit" (Account No.1).	34,956	13	2
(ii) Rajmahal Dooghar Fund in the Sandur State Treasury under "Palace (Temples) deposit - (Account No.2).	3,789	7	8
(iii) Interest received from Shri Vijaya Agricultural Bank on account of shares (as per account No.101 in the Sandur State Treasury).	1,433	1	8
TOTAL ...	40,179	6	6

(b) Shares held in Shri Vijaya Agricultural Bank by the Huzur Khasgi Department on behalf of the Temples and Institutions mentioned in the Sandur State Temples Proclamation (II of 1948).

3. Out of the lands assigned to the temples and institutions referred to in item II of the Schedule of temple properties appended to the Proclamation, an extent of 71.76 acres carrying an assessment of Rs.310-8-0 is intended for service under paraphernalia. The Government direct that the land covering the required area be allotted in a single block in or near Sandur from and out of the lands assigned ~~x~~ to the temples and institutions referred to above.

4. As the Government possess all the rights of an owner in the lands and jaghirs held by the temples and institutions mentioned in the Proclamation, the title deeds relating to all landed properties should be kept in the custody of the Collector of Bellary on behalf of the Government.

5. Orders on the other matters referred to in the Proclamation will be issued separately.

6. The Collector of Bellary is requested to take necessary action in the matter and to send a report to Government as expeditiously as possible.

(BY ORDER OF HIS EXCELLENCY THE GOVERNOR).

K.Ramunni Menon,
Chief Secretary to Government.

To
The Accountant-General, Madras through Finance.
(with a copy of Proclamation and collateral letter).
The Board of Revenue, Madras (enclosures).(-do)
The Collector of Bellary.
The Finance Department.
The Rural Welfare Department.
The Revenue Department.
Copy to the Government of India, Ministry of States, New Delhi
Copy to the President, Hindu Religious Endowment Board, Madras

True Copy/Forwarded/By order

SUPERINTENDENT.

SW/18.1.

12.1.51

GOVERNMENT OF SANDUR.

A D H Y A P A T R I K A.

(EXTRAORDINARY)

Published by Authority.

Chaitra Suddha 12, 1870 / 20th April 1948.

State Secretariat, Sandur,
General Section.

***

Notification C.No.C.S.141-48 (G.S/43)-'48 dated 20th April 1948.

The following Proclamation issued by Shri Huzur on Chaitra Suddha 11, 1870 (19th April 1948) is published for general information.

(By order of the Govt. of Sandur)

H.RAMACHANDRA SASTRY,
General Secretary to Govt., Sandur.

THE SANDUR STATE TEMPLES PROCLAMATION, 1948.
(No.II of 1948).

--

A PROCLAMATION.

RELATING to the control and management of State Temples and institutions issued by SRIMANT SARKAR MAHARAJ MASHAITRAO HINDURAO GHORPADE, MAHLUKATUL-UMARA SHAMATHI, RULER OF SANDUR, on the eleventh day of Chaitra Suddha of Sarvadhari Samvatsara corresponding to the nineteenth day of April One thousand nine hundred and forty-eight, being the year two hundred and twenty of Hindurao Shaka.

WHEREAS Shri Karthikswami (Kumaraswami) being "the Tutelary Deity" of the Ruling House of Sandur, the Temple of Shri Karthikswami, along with its endowments, has always been in the exclusive possession and management of the Ruler of Sandur, as its Sovereign proprietor;

WHEREAS the temples and institutions mentioned in Schedule B have similarly been in the exclusive possession and management of the Ruler of Sandur;

WHEREAS for administrative convenience, all the items of revenue, mentioned in Schedule A, accruing from these estates were assigned to the State, in pursuance of the marginally noted Huzur Orders, on condition that the expenditure for the maintenance and upkeep of the temples and institutions mentioned in Schedule B hereunto appended, should be a charge on the general revenues of the State;

H.O.No.23/5 dated 10th July 1939.
H.O.No.27/5 dated 12th November 1939.
H.O.No.28/5 dated 15th November 1939.

WHEREAS, the Rulers of Sandur, have all along undertaken the obligation to maintain efficiently and in good condition the temples and other institutions mentioned in Schedule B hereunto appended, irrespective of the income from such institutions and the cost of such maintenance; and,

WHEREAS, WE deem it necessary to give a statutory recognition to the aforesaid administrative arrangements,

WE are hereby pleased to proclaim and ordain as follows:-

SHORT TITLE COMMENCEMENT AND APPLICATION.

1. (i) This Proclamation shall be called THE SANDUR STATE TEMPLES PROCLAMATION, 1948.
(ii) It shall be brought into force at once.

p.t.o.,

(iii) It shall apply to the State Temples and institutions mentioned in Schedule B hereunto annexed.

MAINTENANCE OF STATE TEMPLES AND INSTITUTIONS.

2. WE shall, out of the State Temples Fund constituted under Section 3, maintain the temples and institutions mentioned in Schedule B, keep in a state of good repair the temples, buildings and appurtenances thereto, administer the said temples and institutions, in accordance with such usages and customs as are recognised by US, make contributions to other temples in or outside the State and meet the expenditure for the religious and other customary ceremonies conducted under OUR command.

STATE TEMPLES FUND.

3. The State Temples Fund constituted for the temples and other institutions mentioned in Schedule B, shall consist of -

(i) an annual allotment of Rs.36,000/- which shall be provided in the State Budget every year;

(ii) the moneys realised from time to time by the sale of movable and immovable properties belonging to the said temples and institutions;

(iii) all voluntary contributions and offerings made unconditionally by devotees;

(iv) profits and interest received from investments of funds belonging to the said temples and institutions; and

(v) all other moneys belonging to or other income received by the said temples and institutions.

UNSPENT BALANCES.

4. (i) Any unspent balances of each year, out of the allotment mentioned in clause (i) of Section 3, shall be added on to the State Temples Fund.

(ii) The State Temple Fund shall be administered, subject to OUR control and direction, by the Huzur Secretary appointed by US.

STAFF.

5. (i) The Huzur Secretary shall be in charge of the State Temples Department, which shall consist of such number of officers and other servants as WE may determine, from time to time.

(ii) the expenditure in connection with the said Department shall be met out of the State Temples Fund, mentioned in Section 3.

BAR OF SUITS.

6. No suit shall lie in any Civil Court impunging anything done in relation to the State Temples and other institutions, mentioned in Schedule B, or their properties, or anything done or purporting to be done in pursuance of this Proclamation.

SAVING.

7. Nothing contained in this Proclamation shall be deemed to affect OUR right to contribute out of the State Funds, towards the expenditure of the temples and institutions mentioned in Schedule B, to the extent deemed necessary by US.

POWER TO AMEND SCHEDULE.

8. The Huzur Secretary may, from time to time, with OUR previous sanction, by notification in the State Adnyapatrika, amend, alter or add to Schedule B.

POWER TO MAKE RULES.

9. The Huzur Secretary may, with OUR previous sanction make rules from time to time -

(i) regulating the scale of expenditure of the temples and institutions mentioned in Schedule ~~A~~ B,

(ii) for the expenditure and investment of the surplus income of the said temples and institutions,

(iii) defining the powers and duties of the officers of the State Temples Department, and

(iv) generally for carrying out the purposes of this Proclamation.

SIGN MANUAL.

SCHEDULE A.

(i) Rents from lands (including income from minerals and forests) granted to the temples and institutions mentioned in Schedule B, by the Rulers of Sandur, and classed as "Khasgi Estates" under Rule 15 of the Sandur Inams Regulation, 1937, with the exception of lands meant for services to be rendered to the Khasgi (Palace) or other institutions belonging to the Khasgi (Palace) or Government.

(ii) Rents from lands situated outside the State, and granted for the temples or any other institutions mentioned in Schedule B by the Governments concerned.

(iii) Rents from lands situated in State Territory, and granted by Private individuals to the temples and institutions mentioned in Schedule B.

(iv) Rents from lands situated outside the State, and granted by private individuals to temples ~~xxx~~ and institutions mentioned in Schedule B.

(v) Seva and Mudap.

(vi) Jatras.

SCHEDULE B.

1. Shri Karthikswami Temple, including Shri Mowlswami and Harishankar.
2. Shri Eshwaraswami, Shivapur.
3. Shri Narasimhaswami.
4. Shri Subraj-Marthand Deoghar (including Darbar Hall, Throne and its paraphernalia).
5. Chatri Bagh.
6. Shri Siddharudha Temple.

Schedule of properties of Temples and institutions ~~xx~~ in Sandur State, ~~mentioned in the Temple Proclamation (II of 1948)~~ vide Appendix to paragraph 5 of the Collateral letter to His Highness the Ruler of Sandur from the Ministry of States, Government of India, New Delhi.

BUILDINGS AND LANDS ATTACHED TO TEMPLES AND INSTITUTIONS MENTIONED IN SANDUR STATE TEMPLES PROCLAMATION, 1948 (II of 1948).

***

I. BUILDINGS.

(a) Shri Karthikswami Temple and allied temples, out houses, grounds, etc., ~~(as per plan annexed)~~.

(b) Shri Mowlaswami Temple with grounds

p.t.o.,

(c) Shri Harishankar Temple with outhouses and grounds.

(d) Shri Shivapur Ishwaraswami Temple at Sandur, buildings and grounds.

(e) Shri Narasimhaswami temple, buildings and outhouses.

(f) Chatribagh of Sandur House, including grounds, monuments etc.

(g) Shri Komaraswami Choultry at Sandur, including outhouses, garage and compound.

(h) Bavanamutt with chatris.

II. TEMPLE ESTATES.

(a) Lands assigned to temples and religious institutions inside the State:-

	Extent. Ac.	C.	Assessment. Rs.	A.	P.
(i) Plots of lands.	1206	87	4021	1	0

Note:-- Out of the extent mentioned in item (a)(i) above the following extent has been reserved for the purpose herein mentioned:-

	Extent. Ac.	C.	Assessment. Rs.	A.	P.
(a) for service under "Paraphernalia", attached to the GADI (THRONE) -	71	76	310	8	0
(b) for services in the Temples mentioned in Schedule B of the Sandur State Temples Proclamation (II of 1948).	130	24	456	4	0
(ii) whole village inams in Sandur State.	6750	14	4413	0	0
(iii) village service inams.	82	06	220	8	0

(b) Hora taluk lands (lands and whole village inams outside the State, granted to temples and institutions mentioned in the Sandur State Temples Proclamation, 1948 (II of 1948).

EXTENT. Ac.	C.	ASSESSMENT. Rs.	A.	P.
1665	92	976	0	0

III. Gold and Silver ornaments and other valuable property belonging to the Temples and Institutions mentioned in the Sandur State Temples Proclamation, 1948 (II of 1948)(as per list maintained in the Palace.)

IV. (a) Cash assets of the Temples and institutions mentioned in the Sandur State Temples Proclamation, 1948 (II of 1948) ~~xxxxxxxx~~

	Rs.	A.	P.
(i) Palace (Temples) deposit in the State Treasury under "Huzur Khasgi Deposit" (Account No.1).	34956	13	2

p.t.o.,

	Rs.	A.	
(ii) Rajmahal Deoghar Fund in the Sandur State Treasury under "Palace (Temples) deposit - (Account No.2).	3789		8
iii) Interest received from Shri Vijaya Agricultural Bank on account of xx shares (as per account No.101 in the Sandur State Treasury).	1433	1	8
TOTAL. ...	40179	6	6

(b) Shares held in Shri Vijaya Agricultural Bank by the Huzur Khasgi Department on behalf of the temples and institutions mentioned in the Sandur State Temples Proclamation (II of 1948).

v. Title deeds of lands and jaghirs held by Temples and institutions mentioned in the Sandur State Temples Proclamation, 1948 (II of 1948).

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sd/

26.12.1948.

Political Member, Sandur State.

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a: Out of the 'Horataluk Lands, the following lands have been reserved to provide paddy and Jaggery for Shri Kumaraswami Temple:

Hospet Taluk. (Bellary Dist).		Extent.	Assessment.
1. Ramasagar.	S.Nos.44	1 ac. 56 cents	Rs.17--2--8.
2. Hosoor.	S.Nos.132,133 & 136.	7 ac. 75 cents	Rs.15--6--0.
	S.Nos.131,135, 141, 142 and 143.	5 ac. 63 cents	Rs.54-13--6.
	TOTAL	14 ac. 94 cents	Rs.87--6--2.

---OoO---

LIST OF STATE TEMPLE PROPERTIES TO BE HANDED OVER TO THE TEMPLE AUTHORITIES.

1. A packet of title deeds relating to Shri Karthikaswami.

2. (a) One Promissory Note for Rs.1086/- by W.D.Topkhane dated 15th April 1948.

   (b) One Promissory Note for Rs.1000/- by W.D.Tophkhane dated 23rd May 1942.

   (c) One agreement dated 30-5-1942 between the Darbar and W.D.Topkhane.

3. One tin box said to contain the jewellery of Sri Narasimhaswami with the seal of the Huzur Secretary.

4. One Big safe with double doors said to contain thejewels of Sri Karthikeyaswami, with the seal of the Huzur Secretary.

p.t.o.,

5. One yellow coloured steel trunk said to contain the jewels of Sivapur Eswaraswami with the seal of the Huzur Secretary.

6. A small old wooden box said to contain the jewels of Guddada Thimmappa with the seals of the Huzur Secretary.

7. One - black bent top trunk said to contain Sarkar Masji Jewellery bearing the seal of the Huzur Secretary.

8. One wooden box (deal wood) said to contain silver jewel etc., of Imam Peerlu of Rangad.

9. One Treasury remittance box said to contain jewellery belonging to Imam Peerlu Siddaramaswami Mutt and Naduvel Maremma.

/True Copies/

SUPERINTENDENT.

SHV/18.1.

19 1 31

Ministry of States,
New Delhi,
The 1st April 1949.

My Dear Raja Saheb,

With reference to the agreement signed by you on the 1949 ceding to the Dominion Government, full and exclusive authority, jurisdiction and powers for and in relation to the Governance of your State, I write to say that:-

(1) Your privy purse of Rupees ninty thousand which is provided for in the agreement signed by you is payable in perpetuity to you, your heirs and successors and will neither be increased nor reduced for any reason whatsoever. It will be free of all taxes whether imposed by the Government of any Province or by the Government of India. Till the 31st March 1949 all amounts payable under the Palace (Civil Lists) Proclamation, 1949 (III of 1948) will be paid to you from the provision made in the State budget of 1948-49. The privy purse according to this agreement will come into force with effect from the 1st April 1949.

(2) Reference to the Ruler in Articles 2, 3 and 4 include the heirs and successors on the Gadi of the State. This is indeed the significance of the guarantee in Article 5 which expressly extends to succession to your personal rights, besides privileges, dignities and titles.

(3) The Ruler and his successors on the Gadi will continue to retain their hereditary discinctions, designations, titles and honours to which they were entitled prior to August 15,1947.

(4) The accumulated balances which will be transferred along with the State, shall, be as far as possible, be spent for the benefit of the people of your State.

(5) The payment of a sum of Rs.36,000 per annum to the State Temples Fund constituted by the Sandur State Temples Proclamation,1948 (No.II of 1948) a copy of which is annexed, for the proper maintenance of the temples and institutions specified therein will be continued. The auditor of the accounts of the Fund will be carried out by an officer appointed by or under the authority of the Dominion Government.

(6) The amounts given as loans to the State by you or the members of your family, out of personal funds, and the amounts invested by you (or by them) in fixed deposit in Sandur State Treasury shall be returned to the depositor or lender on production of the Fixed Deposit Receipts and other receipt issued by the Sandur State treasury. A schedule of the aforesaid amounts is annexed hereto.

(7) It is intended that permanent members of the public services of Sandur State will be continued in service on conditions as near to those on which they were serving on 29th July 1948 as changed circumstances may permit. In the event of continuance in service not being possible in any case, reasonable compensation will be paid.

(8) Pensions, compassionate allowances, and leave salaries sanctioned by competent authorities in the State before 29th July 1948 to permanent member of its public services who have retired or proceeded on leave preparatory to retirement will be continued. The pensions sanctioned in your Huzur Order of 26th December 1948 as modified by the Government of India, will take effect from 1st April 1949.

p.t.o.

(9) The Ruler of Sandur and his successors shall have exclusive shooting rights in the following areas, Ramgolla (Deogiri) Hathi Maradagolla (Ramgad) Plans no: 3 & 7.

(10) All expenses (including legal fees and travelling and other charges) incurred in connection with the negotiations and finalization of the agreement referred to in his letter, upto the date of such finalisation, shall be paid from the State funds. The salary of Rs.250/- per mensem payable to the Industrial Adviser upto 31st March 1949 shall also be paid from State funds.

(11) No enquiry shall be made nor shall any proceedings lie in any court in India against you, whether in a personal capacity or otherwise, in respect of anything done or omitted to be done by you or under your authority during the period of your administration of your State.

(12) Except with the previous sanction of the Government of India, no proceedings, civil or criminal , shall be instituted against any person in respect of any act done or purporting to be done in the execution of his duties as a servant of the State before the date of this agreement.

(13) Any dispute arising under this agreement shall be referred to the Government of India, whose decision shall be final.

2. The contents of this letter will be regarded as part of the merger agreement entered into by you with the Governor-General of India.

Yours sincerely,
(Sd.) M. K. Vellodi.

Raja Srimant Yeshwanta Rao,
Rao Sahib, Hindu Rao Ghorpade,
Mamlukatmadar Senapati,
Raja of Sandur, Sandur.

/True copy/

AGREEMENT MADE THIS First day of April 1949 between the Governor-General of India and the Raja of

SANDUR STATE

WHEREAS in the best interests of the State of Sandur as well as of the Dominion of India it is desirable to provide for the administration of the said State by or under the authority of the Dominion Government;

It is hereby agreed as follows:-

ARTICLE 1

The Raja of Sandur State hereby cedes to the Dominion Government full and exclusive authority, jurisdiction and powers for and in relation to the governance of the State and agrees to transfer the administration of the State to the Dominion Government on the 1st day of April 1949 (hereinafter referred to as "the said day").

As from the said day the Dominion Government will be competent to exercise the said powers, authority and jurisdiction in such manner and through such agency as it may think fit.

ARTICLE 2

The Raja of Sandur shall with effect from the said day be entitled to receive from the revenues of the State annually for his privy purse the sum of Ninty thousand rupees free of taxes. This amount is intended to cover all the expenses of the Ruler and his family, including expenses on account of his personal staff maintenance of his residences, marriages and other ceremonies, etc. and will neither be increased nor reduced for any reason whatsoever.

The said sum may be drawn by the Raja in four equal instalments in advance at the beginning of each quarter by presenting bills at the State Treasury or at such other Treasury as may be specified by the Dominion Government.

ARTICLE 3

The Raja shall be entitled to the full ownership, use and enjoyment of all private properties (as distinct from State property) belonging to him on the date of this agreement, and specified in the schedule hereunto appended.

ARTICLE 4

The Raja, the Rani, the Rajmata, the Yuvraj and the Yuvrani shall be entitled to all personal privileges enjoyed by them within or outside the territories of the State, immediately before the 15th day of August 1947.

ARTICLE 5

The Dominion Government guarantees the succession, according to law and custom, to the gadi of the State and to the Raja's personal rights, privileges, dignities and titles.

In confirmation whereof Mullath Kadingi Vellodi Secretary to the Government of India in the Ministry ofStates has appended his signature on behalf and with the authority of the Governor-General of India and Raja Shrimant Yeshwantarao and Rao Sahib, Hindu Rao Ghorpade, Raja of Sandur State has appended his signature on behalf of himself, his heirs and successors.

Raja of Sandur State.

Secretary to the Government of India,
Ministry of States.

Dated 1st April 1949.